

1 MARC J. FAGEL (Cal. Bar No. 154425)  
2 MARK P. FICKES (Cal. Bar No. 178570)  
3 fickesm@sec.gov  
4 SUSAN L. LAMARCA (Cal. Bar No. 215231)  
5 lamarcas@sec.gov  
6 JEREMY E. PENDREY (Cal. Bar No. 187075)  
7 pendreyj@sec.gov

8 Attorneys for Plaintiff  
9 SECURITIES AND EXCHANGE COMMISSION  
10 44 Montgomery Street, Suite 2600  
11 San Francisco, California 94104  
12 Telephone: (415) 705-2500

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 OAKLAND DIVISION

16 SECURITIES AND EXCHANGE COMMISSION,

17 Plaintiff,

18 vs.

19 ROBERT C. BROWN, JR. AND TREBOR  
20 COMPANY (AKA TREBOR INVESTMENT  
21 COMPANY, TREBOR SEMINARS, TREBOR  
22 GROUP AND TREBOR GROUP FUND),

23 Defendants,

24 And

25 DUANE EDDINGS, CDC GLOBAL, INC. AND  
26 WISE INVESTORS SIMPLY EXCEL, LLC,

27 Relief Defendants.  
28

Civil Action No. C 08-03517 CW

DECLARATION OF MARK P. FICKES IN  
SUPPORT OF SECURITIES AND  
EXCHANGE COMMISSION'S STATEMENT  
RE ORDER TO SHOW CAUSE

DATE: August 5, 2008

TIME: 2:00 p.m.

PLACE: Courtroom 2, 4<sup>th</sup> Floor

1 I, Mark P. Fickes, am an attorney duly admitted to practice law in the State of California and am  
2 an attorney in the San Francisco Regional Office of the Securities and Exchange Commission  
3 (“Commission”). I have personal knowledge of the facts set forth below, and, if called as a witness,  
4 could and would competently testify as follows:

5 1. On Monday July 28, 2008, at approximately 1:56 p.m., I sent Relief Defendant Duane  
6 Eddings an email attaching the temporary restraining order (“TRO”) and order to show cause  
7 (“OSC”) entered by the Court on January 23, 2008. Mr. Eddings is also the registered agent for  
8 service of process for Relief Defendants CDC Global, Inc. and Wise Investors Simply Excel, LLC.

9 2. On Monday July 28, 2008, at approximately 3:00 p.m., I had a telephone conversation  
10 with Relief Defendant Duane Eddings, who is not represented by counsel in these proceedings. I told  
11 Mr. Eddings that the Court had entered the TRO and OSC attached to the email that I sent him. I  
12 explained to Mr. Eddings that there would be a hearing on the OSC on August 5, 2008 at 2:00 p.m. I  
13 also told Mr. Eddings that the Commission wanted to serve him with a copies of the complaint filed  
14 in this matter, the summons, and all the papers submitted to the Court in support of the Commission’s  
15 *ex parte* application for the TRO.

16 3. Mr. Eddings informed me that he would not be at his office for several days. He  
17 declined to provide me with his residence address. He asked me to serve all relief defendants via  
18 substitute service by serving copies of all documents on Christopher Akhidenor at 160 Santa Clara  
19 Avenue, Suite #1, Oakland, 94610.

20 4. Based on Mr. Eddings’ representation, I directed a process server to serve Mr. Eddings  
21 in his individual capacity and as registered agent for service of process for CDC Global, Inc. and  
22 Wise Investors Simply Excel, LLC, by serving all the papers submitted to the Court in support of the  
23 Commission’s application for the TRO on Christopher Akhidenor at 160 Santa Clara Avenue, Suite  
24 #1, Oakland, 94610. In addition, I also directed the process server to serve the relief defendants with  
25 the complaint, the summons, the TRO and the OSC.

26 5. During my telephone conversation, Mr. Eddings said that he would be out of town and  
27 unable to appear at the August 5 hearing. I explained to Mr. Eddings that if he wished to seek a  
28 continuance of the hearing, he would have to file a request with the Court. I also told Mr. Eddings

1 that if he wished to file an opposition to the issuance of a preliminary injunction, he would have to  
2 file that with the Court.

3 6. As of the filing of the declaration, the Commission has not been served with an  
4 opposition to the issuance of a preliminary injunction by the Defendants or Relief Defendants.

5 7. Attached hereto as Exhibit 1 is a true and correct copy of the summons served on  
6 Defendant Robert C. Brown, Jr.

7 8. Attached hereto as Exhibit 2 is a true and correct copy of the summons served on  
8 Defendant Trebor Company.

9 9. Attached hereto as Exhibit 3 is a true and correct copy of the proof of service of all  
10 papers submitted in support of the Commission's *ex parte* application for the TRO, the TRO, and the  
11 OSC for Defendant Robert Brown.

12 10. Attached hereto as Exhibit 4 is a true and correct copy of the proof of service of all  
13 papers submitted in support of the Commission's *ex parte* application for the TRO, the TRO, and the  
14 OSC for Defendant Trebor Company.

15 11. Attached hereto as Exhibit 5 is a true and correct copy of the summons served on  
16 Relief Defendant Duane Eddings.

17 12. Attached hereto as Exhibit 6 is a true and correct copy of the summons served on  
18 Relief Defendant CDC Global, Inc. ("CDC").

19 13. Attached hereto as Exhibit 7 is a true and correct copy of the summons served on  
20 Relief Defendant Wise Investors Simply Excel.

21 14. Attached hereto as Exhibit 8 is a true and correct copy of the proof of service of all  
22 papers submitted in support of the Commission's *ex parte* application for the TRO, the TRO, and the  
23 OSC for Relief Defendant Duane Eddings.

24 15. Attached hereto as Exhibit 9 is a true and correct copy of the proof of service of all  
25 papers submitted in support of the Commission's *ex parte* application for the TRO, the TRO, and the  
26 OSC for Relief Defendant CDC.



# **Exhibit 1**

AO 440 (Rev. 03/08) Civil Summons (and 6/08)

Clear Form

## UNITED STATES DISTRICT COURT

for the

NORTHERN DISTRICT OF CALIFORNIA

ORIGINAL

Securities and Exchange Commission

Plaintiff

Robert C. Brown, Jr. and Trebor Company (AKA Trebor Investment Company, Trebor Seminars, Trebor Group and Trebor Group Fund), Duane Eddings, CDC Global, Inc., and Wise Investors Simply Excel, LLC

Defendant

Civil Action No.

CV 08

3517

CW

E-filing

## Summons in a Civil Action

To Robert C. Brown, Jr.  
840 Darrell Rd.  
Hillsborough, CA 94010

Trebor Company  
c/o Robert C. Brown, Jr.  
840 Darrell Rd.  
Hillsborough, CA 94010

(Defendant's name)

Duane Eddings  
5011 Staghorn Drive  
Vallejo, CA 94591

CDC Global, Inc.  
c/o Duane Eddings  
5011 Staghorn Dr., Vallejo, CA 94591

Wise Investors Simply Excel, LLC  
c/o Duane Eddings  
5011 Staghorn Dr., Vallejo, CA 94591

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Mark P. Fickes  
Jeremy E. Pendrey  
Securities and Exchange Commission  
44 Montgomery Street, Suite 2600  
San Francisco, CA 94104  
Tel: 415-705-2500

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

JUL 23 2008

Date: \_\_\_\_\_

Richard W. Wicking

Name of clerk of court

Deputy clerk's signature

ANNA SPRINKLES

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

AO88 (Rev. 1-94) Subpoena in a Civil Case

PROOF OF SERVICE

SERVED 7/24/08 10:30p DATE PLACE  
840 Damell Rd, Hillsborough, CA 94010

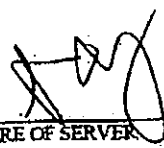
SERVED ON (PRINT NAME) MANNER OF SERVICE  
Robert C. Brown, Jr. personal

SERVED BY (PRINT NAME) TITLE  
Shawn Yackle process server

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on 7/25/08 DATE

  
SIGNATURE OF SERVER

41 Sutter St #1661, San Francisco, CA 94104

ADDRESS OF SERVER

## **Exhibit 2**



AO 440 (Rev. 03/08) Civil Summons (and 6/08)

Clear Form

## UNITED STATES DISTRICT COURT

for the

NORTHERN DISTRICT OF CALIFORNIA

ORIGINAL

Securities and Exchange Commission

Plaintiff

Robert C. Brown, Jr. and Trebor Company (AKA Trebor Investment Company, Trebor Seminars, Trebor Group and Trebor Group Fund), Duane Eddings, CDC Global, Inc., and Wise Investors Simply Excel, LLC

Defendant

Civil Action No.

CV 08

3517

CW

E-filing

## Summons in a Civil Action

To Robert C. Brown, Jr.  
840 Darrell Rd.  
Hillsborough, CA 94010

Trebor Company  
c/o Robert C. Brown, Jr.  
840 Darrell Rd.  
Hillsborough, CA 94010

(Defendant's name)

Duane Eddings  
5011 Staghorn Drive  
Vallejo, CA 94591

CDC Global, Inc.  
c/o Duane Eddings  
5011 Staghorn Dr., Vallejo, CA 94591

Wise Investors Simply Excel, LLC  
c/o Duane Eddings  
5011 Staghorn Dr., Vallejo, CA 94591

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Mark P. Fickes  
Jeremy E. Pendrey  
Securities and Exchange Commission  
44 Montgomery Street, Suite 2600  
San Francisco, CA 94104  
Tel: 415-705-2500

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

JUL 23 2008

Date: \_\_\_\_\_

Richard W. Wicking

Name of clerk of court

Deputy clerk's signature

ANNA SPRINKLES

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

AO88 (Rev. 1/24) Subpoena in a Civil Case

PROOF OF SERVICE

SERVED      DATE      7/24/08      10:30p      PLACE      840 Darrell Rd, Hillsborough, CA 94010

SERVED ON (PRINT NAME)      MANNER OF SERVICE  
Trebco Company c/o Robert C. Brown, Jr.      personal

SERVED BY (PRINT NAME)      TITLE  
Shawn Yackle      process server

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Proof of Service is true and correct.

Executed on      7/25/08      DATE

  
SIGNATURE OF SERVER

41 Sutter St #1661, San Francisco, CA 94104

ADDRESS OF SERVER

## **Exhibit 3**

MARC J. FAGEL (Cal. Bar No. 154425)  
MARK P. FICKES (Cal. Bar No. 178570)  
fickesm@sec.gov  
SUSAN L. LAMARCA (Cal. Bar No. 215231)  
lamarcas@sec.gov  
JEREMY E. PENDREY (Cal. Bar No. 187075)  
pendreyj@sec.gov

Attorneys for Plaintiff  
SECURITIES AND EXCHANGE COMMISSION  
44 Montgomery Street, Suite 2600  
San Francisco, California 94104  
Telephone: (415) 705-2500  
Facsimile: (415) 705-2501

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**OAKLAND DIVISION**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

vs.

ROBERT C. BROWN, JR. AND TREBOR COMPANY  
(AKA TREBOR INVESTMENT COMPANY, TREBOR  
SEMINARS, TREBOR GROUP AND TREBOR GROUP  
FUND),

Defendants,

and

DUANE EDDINGS, CDC GLOBAL, INC. AND WISE  
INVESTORS SIMPLY EXCEL, LLC,

Relief Defendants.

Case No. CV 08-3517 CW

PROOF OF SERVICE ON  
DEFENDANT  
ROBERT C. BROWN, JR.

Plaintiff Securities and Exchange Commission hereby files proof of service of the summons  
and complaint and other items on Defendant Robert C. Brown, Jr. in this action.

Respectfully submitted,

Dated: July 28, 2008

/s/ Mark P. Fickes

Mark P. Fickes  
Attorney for Plaintiff  
SECURITIES AND EXCHANGE COMMISSION

PROOF OF SERVICE

C# 08-3517 CW

Securities and Exchange Commission  
v.  
Robert Brown, et al.

At the time of service I was at least eighteen years of age and not a party to this action. I served copies of:

CAND Civil Summons; CAND Civil Cover Sheet; Complaint for Violations of the Federal Securities Laws; ECF Registration Information Handout; Ex Parte Application to File Un-redacted Declarations Under Seal; [Proposed] Order Directing Clerk to File Un-redacted Declarations Under Seal; Ex Parte Application for Temporary Restraining Order and Order to Show Cause Re: Preliminary Injunction; Plaintiff Securities and Exchange Commission's Memorandum of Points and Authorities in Support of Ex Parte Application for Temporary Restraining Order and Order to Show Cause re: Preliminary Injunction; Appendix of Authority Not Published in Official Reporters in Support of Securities and Exchange Commission's Opposition to Motion to Dismiss Order to Show Cause Regarding a Preliminary Injunction; Temporary Restraining Order; Declaration of Mark Fickes; Declaration of Jeremy E. Pendrey (File Under Seal); Declaration of Jeremy E. Pendrey (Redacted); Declaration of Teresa Bunch (File Under Seal); Declaration of Teresa Bunch (Redacted); Declaration of Patrick Whitfield (File Under Seal); Declaration of Patrick Whitfield (Redacted); Declaration of William McCombe, Jr. (File Under Seal); Declaration of William McCombe, Jr. (Redacted)

in the within action by personally delivering true copies thereof to the person named below, as follows:

Party Served:	Robert C. Brown, Jr.
By Serving:	Robert C. Brown, Jr.
Address:	840 Darrell Road Hillsborough, CA 94010
Date of Service:	7/24/08
Time of Service:	10:30 pm
Person Serving:	Shawn Yackle

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct:

Date: 7/28/08

Signature: 

## **Exhibit 4**

1 MARC J. FAGEL (Cal. Bar No. 154425)  
MARK P. FICKES (Cal. Bar No. 178570)  
2 fickesm@sec.gov  
SUSAN L. LAMARCA (Cal. Bar No. 215231)  
3 lamarcas@sec.gov  
JEREMY E. PENDREY (Cal. Bar No. 187075)  
4 pendreyj@sec.gov

5 Attorneys for Plaintiff  
SECURITIES AND EXCHANGE COMMISSION  
6 44 Montgomery Street, Suite 2600  
San Francisco, California 94104  
7 Telephone: (415) 705-2500  
Facsimile: (415) 705-2501

8  
9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 OAKLAND DIVISION

12 SECURITIES AND EXCHANGE COMMISSION,

13 Plaintiff,

14 vs.

15 ROBERT C. BROWN, JR. AND TREBOR COMPANY  
(AKA TREBOR INVESTMENT COMPANY, TREBOR  
SEMINARS, TREBOR GROUP AND TREBOR GROUP  
16 FUND),

17 Defendants,

18 and

19 DUANE EDDINGS, CDC GLOBAL, INC. AND WISE  
INVESTORS SIMPLY EXCEL, LLC,

20 Relief Defendants.

Case No. CV 08-3517 CW

PROOF OF SERVICE ON  
DEFENDANT  
TREBOR COMPANY

21 Plaintiff Securities and Exchange Commission hereby files proof of service of the summons  
22 and complaint and other items on Defendant Trebor Company in this action.  
23

24 Respectfully submitted,

25 Dated: July 28, 2008

/s/ Mark P. Fickes

26 Mark P. Fickes  
27 Attorney for Plaintiff  
SECURITIES AND EXCHANGE COMMISSION  
28

PROOF OF SERVICE

C# 08-3517 CW

Securities and Exchange Commission

v.

Robert Brown, et al.

At the time of service I was at least eighteen years of age and not a party to this action. I served copies of:

CAND Civil Summons; CAND Civil Cover Sheet; Complaint for Violations of the Federal Securities Laws; ECF Registration Information Handout; Ex Parte Application to File Un-redacted Declarations Under Seal; [Proposed] Order Directing Clerk to File Un-redacted Declarations Under Seal; Ex Parte Application for Temporary Restraining Order and Order to Show Cause Re: Preliminary Injunction; Plaintiff Securities and Exchange Commission's Memorandum of Points and Authorities in Support of Ex Parte Application for Temporary Restraining Order and Order to Show Cause re: Preliminary Injunction; Appendix of Authority Not Published in Official Reporters in Support of Securities and Exchange Commission's Opposition to Motion to Dismiss; Order to Show Cause Regarding a Preliminary Injunction; Temporary Restraining Order; Declaration of Mark Fickes; Declaration of Jeremy E. Pendrey (File Under Seal); Declaration of Jeremy E. Pendrey (Redacted); Declaration of Teresa Bunch (File Under Seal); Declaration of Teresa Bunch (Redacted); Declaration of Patrick Whitfield (File Under Seal); Declaration of Patrick Whitfield (Redacted); Declaration of William McCombe, Jr. (File Under Seal); Declaration of William McCombe, Jr. (Redacted)

in the within action by personally delivering true copies thereof to the person named below, as follows:

Party Served:	Trebor Company
By Serving:	Robert C. Brown, Jr.
Address:	840 Darrell Road Hillsborough, CA 94010
Date of Service:	7/24/08
Time of Service:	10:30 pm
Person Serving:	Shawn Yackle

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct:

Date: 7/28/08

Signature: \_\_\_\_\_





## **Exhibit 5**

AO 440 (Rev. 03/08) Civil Summons (and 6/08)

Clear Form

UNITED STATES DISTRICT COURT  
for the

NORTHERN DISTRICT OF CALIFORNIA

ORIGINAL

E-filing

CW

Civil Action No.

CV 08

3517

Securities and Exchange Commission

Plaintiff

Robert C. Brown, Jr. and Trebor Company (AKA Trebor  
Investment Company, Trebor Seminars, Trebor Group  
and Trebor Group Fund), Duane Eddings, CDC Global,  
Inc., and Wise Investors Simply Excel, LLC

Defendant

Robert C. Brown, Jr. Trebor Company  
840 Darrell Rd. c/o Robert C. Brown, Jr.  
Hillsborough, CA 94010 Hillsborough, CA 94010

(Defendant's name)

## Summons in a Civil Action

Duane Eddings  
5011 Staghorn Drive  
Vallejo, CA 94591CDC Global, Inc.  
c/o Duane Eddings  
5011 Staghorn Dr., Vallejo, CA 94591Wise Investors Simply Excel, LLC  
c/o Duane Eddings  
5011 Staghorn Dr., Vallejo, CA 94591

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Mark P. Fickes  
Jeremy E. Pendrey  
Securities and Exchange Commission  
44 Montgomery Street, Suite 2600  
San Francisco, CA 94104  
Tel: 415-705-2500

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

JUL 23 2008

Date: \_\_\_\_\_

Richard W. Wicking

Name of clerk of court

Deputy clerk's signature

ANNA SPRINKLES

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

AO 440 (Rev. 03/08) Civil Summons (Page 2)

Proof of Service

I declare under penalty of perjury that I served the summons and complaint in this case on Duane Eddings  
by: CDC Global, Inc.

- (1) personally delivering a copy of each to the individual at this place, Wise Investors Simply Excel, LLC; or
- (2) leaving a copy of each at the individual's dwelling or usual place of abode with \_\_\_\_\_  
who resides there and is of suitable age and discretion; or
- (3) delivering a copy of each to an agent authorized by appointment or by law to receive it whose name is  
Christopher Akhidenor, Owner of Building; or
- (4) returning the summons unexecuted to the court clerk on \_\_\_\_\_.

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_.

Date: July 30, 2008

Love Hicks

Server's signature

Love Hicks, Register Process

Printed name and title

Server

1138 Howard St., San Francisco, CA

Server's address

94103

## **Exhibit 6**

AO 440 (Rev. 03/08) Civil Summons (and 6/08)

Clear Form

## UNITED STATES DISTRICT COURT

for the

NORTHERN DISTRICT OF CALIFORNIA

ORIGINAL

Securities and Exchange Commission

Plaintiff

Robert C. Brown, Jr. and Trebor Company (AKA Trebor  
Investment Company, Trebor Seminars, Trebor Group  
and Trebor Group Fund), Duane Eddings, CDC Global,  
Inc., and Wise Investors Simply Excel, LLC

Defendant

Civil Action No.

CV 08

3517

E-filing

CW

Robert C. Brown, Jr. Trebor Company  
840 Darrell Rd. c/o Robert C. Brown, Jr.  
Hillsborough, CA 94010 840 Darrell Rd.  
Hillsborough, CA 94010

## Summons in a Civil Action

Duane Eddings  
5011 Staghorn Drive  
Vallejo, CA 94591

CDC Global, Inc.  
c/o Duane Eddings  
5011 Staghorn Dr., Vallejo, CA 94591

Wise Investors Simply Excel, LLC  
c/o Duane Eddings  
5011 Staghorn Dr., Vallejo, CA 94591

(Defendant's name)

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Mark P. Fickes  
Jeremy E. Pendrey  
Securities and Exchange Commission  
44 Montgomery Street, Suite 2600  
San Francisco, CA 94104  
Tel: 415-705-2500

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

JUL 23 2008

Date: \_\_\_\_\_

Richard W. Wicking

Name of clerk of court

Deputy clerk's signature

ANNA SPRINKLES

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

AO 440 (Rev. 03/08) Civil Summons (Page 2)

Proof of Service

I declare under penalty of perjury that I served the summons and complaint in this case on Duane Eddings  
by: CDC Global, Inc.

(1) personally delivering a copy of each to the individual at this place, Wise Investors Simply Excel,; or LLC

(2) leaving a copy of each at the individual's dwelling or usual place of abode with \_\_\_\_\_  
who resides there and is of suitable age and discretion; or

(3) delivering a copy of each to an agent authorized by appointment or by law to receive it whose name is  
Christopher Akhidenor, Owner of Building; or

(4) returning the summons unexecuted to the court clerk on \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_

Date: July 30, 2008

Love Hicks

Server's signature

Love Hicks, Register Process

Printed name and title

Server

1138 Howard St., San Francisco, CA

Server's address

94103

# **Exhibit 7**

AO 440 (Rev. 03/08) Civil Summons (and 6/08)

Clear Form

UNITED STATES DISTRICT COURT

for the

NORTHERN DISTRICT OF CALIFORNIA

ORIGINAL

Securities and Exchange Commission

Plaintiff

Robert C. Brown, Jr. and Trebor Company (AKA Trebor Investment Company, Trebor Seminars, Trebor Group and Trebor Group Fund), Duane Eddings, CDC Global, Inc., and Wise Investors Simply Excel, LLC

Defendant

Civil Action No.

CV 08

3517

E-filing

CW

Summons in a Civil Action

To Robert C. Brown, Jr.  
840 Darrell Rd.  
Hillsborough, CA 94010

Trebor Company  
c/o Robert C. Brown, Jr.  
840 Darrell Rd.  
Hillsborough, CA 94010

Duane Eddings  
5011 Staghorn Drive  
Vallejo, CA 94591

CDC Global, Inc.  
c/o Duane Eddings  
5011 Staghorn Dr., Vallejo, CA 94591

Wise Investors Simply Excel, LLC  
c/o Duane Eddings  
5011 Staghorn Dr., Vallejo, CA 94591

(Defendant's name)

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Mark P. Fickes  
Jeremy B. Pendrey  
Securities and Exchange Commission  
44 Montgomery Street, Suite 2600  
San Francisco, CA 94104  
Tel: 415-705-2500

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

JUL 23 2008

Date: \_\_\_\_\_

Richard W. Wieking

Name of clerk of court

Deputy clerk's signature

ANNA SPRINKLES

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)



AO 440 (Rev. 03/08) Civil Summons (Page 2)

Proof of Service

I declare under penalty of perjury that I served the summons and complaint in this case on Duane Eddings  
by: CDC Global, Inc.

- (1) personally delivering a copy of each to the individual at this place, Wise Investors Simply Excel, or LLC  
(2) leaving a copy of each at the individual's dwelling or usual place of abode with \_\_\_\_\_  
who resides there and is of suitable age and discretion; or  
(3) delivering a copy of each to an agent authorized by appointment or by law to receive it whose name is  
Christopher Akhidenor, Owner of Building; or  
(4) returning the summons unexecuted to the court clerk on \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_

Date: July 30, 2008

Love Hicks

Server's signature

Love Hicks, Register Process

Printed name and title

Server

1138 Howard St., San Francisco, CA

Server's address

94103

## **Exhibit 8**

1 MARC J. FAGEL (Cal. Bar No. 154425)  
MARK P. FICKES (Cal. Bar No. 178570)  
2 fickesm@sec.gov  
SUSAN L. LAMARCA (Cal. Bar No. 215231)  
3 lamarcas@sec.gov  
JEREMY E. PENDREY (Cal. Bar No. 187075)  
4 pendreyj@sec.gov

5 Attorneys for Plaintiff  
SECURITIES AND EXCHANGE COMMISSION  
6 44 Montgomery Street, Suite 2600  
San Francisco, California 94104  
7 Telephone: (415) 705-2500  
Facsimile: (415) 705-2501

8  
9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 OAKLAND DIVISION

12 SECURITIES AND EXCHANGE COMMISSION,  
13 Plaintiff,

14 vs.

15 ROBERT C. BROWN, JR. AND TREBOR COMPANY  
(AKA TREBOR INVESTMENT COMPANY, TREBOR  
16 SEMINARS, TREBOR GROUP AND TREBOR GROUP  
FUND),  
17 Defendants,

18 and

19 DUANE EDDINGS, CDC GLOBAL, INC. AND WISE  
INVESTORS SIMPLY EXCEL, LLC,

20 Relief Defendants.

Case No. CV 08-3517 CW

PROOF OF SERVICE ON  
RELIEF DEFENDANT  
DUANE EDDINGS

21 Plaintiff Securities and Exchange Commission hereby files proof of service of the summons  
22 and complaint and other items on Relief Defendant Duane Eddings in this action.

23 Respectfully submitted,

24  
25 Dated: July 30, 2008

/s/ Mark P. Fickes

Mark P. Fickes

Attorney for Plaintiff

SECURITIES AND EXCHANGE COMMISSION

Attorney or Party without Attorney: <b>MARK P. FICKES</b> SECURITIES AND EXCHANGE COMMISSION 44 MONTGOMERY STREET SUITE 2600 , 94104 Telephone No: 415-705-2500				For Court Use Only	
Attorney for: <b>Plaintiff</b>					
Ref. No. or File No.: <b>SF03280</b>					
Insert name of Court, and Judicial District and Branch Court: <b>United States District Court Northern District Of California</b>					
Plaintiff: <b>SECURITIES AND EXCHANGE COMMISSION</b>					
Defendant: <b>ROBERT C. BROWN, JR., et al.</b>					
<b>PROOF OF SERVICE</b> <b>SUMMONS IN A CIVIL</b>		Hearing Date:	Time:	Dept/Div:	Case Number: <b>CV 08 3517 CW</b>

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the Summons In A Civil Action; Complaint For Violations Of The Federal Securities Laws; Civil Cover Sheet; Ex Parte Application To File Un-Redacted Declarations Under Seal; [Proposed] Order Directing Clerk To File Un-Redacted Declarations Under Seal; Ex Parte Application For Temporary Restraining Order And Order To Show Cause Re: Preliminary Injunction; Plaintiff Securities And Exchange Commission's Memorandum Of Points And Authorities In Support Of Ex Parte Application For Temporary Restraining Order And Order To Show Cause Re: Preliminary Injunction; Appendix Of Authority Not Published In Official Reporters In Support Of Securities And Exchange Commission's Opposition To Motion To Dismiss; Order To Show Cause Regarding A Preliminary Injunction; Temporary Restraining Order; Declaration Of Mark Fickes; Declaration Of Jeremy E. Pendrey (File Under Seal); Declaration Of Jeremy E. Pendrey (Redacted); Declaration Of Teresa Bunch (File Under Seal); Declaration Of Teresa Bunch (Redacted); Declaration Of Patrick Whitfield (File Under Seal); Declaration Of Patrick Whitfield (Redacted); Declaration Of William Mccombe, Jr. (File Under Seal); Declaration Of William Mccombe, Jr. (Redacted).
3. a. Party served: **DUANE EDDINGS**
4. Address where the party was served: **160 SANTA CLARA AVENUE  
SUITE 3  
OAKLAND, CA 94610**
5. I served the party:
  - b. by substituted service. On: Tue., Jul. 29, 2008 at: 9:43AM by leaving the copies with or in the presence of:  
**CHRISTOPHER AKHIDENOR, OWNER OF SUBJECT PROPERTY**
    - (1) (Business) Competent Member of the Household over 18. I informed him or her of the general nature of the papers.

6. The "Notice to the Person Served" (on the Summons) was completed as follows:

a. as an individual defendant

7. Person Who Served Papers:

a. **LOVE HICKS**

Recoverable Cost Per CCP 1033.5(a)(4)(B)

d. The Fee for Service was:

e. I am: (3) registered California process server

(i) Independent Contractor

(ii) Registration No.: **956**

(iii) County: **ALAMEDA**

**First Legal Support Services**  
 ATTORNEY SERVICES  
 1138 HOWARD STREET  
 San Francisco, CA 94103  
 (415) 626-3111, FAX (415) 626-1331

8. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

Date: Wed, Jul. 30, 2008

*Love Hicks*  
 (LOVE HICKS)

1 MARC J. FAGEL (Cal. Bar No: 154425)  
MARK P. FICKES (Cal. Bar No. 178570)  
2 fickesm@sec.gov  
SUSAN L. LAMARCA (Cal. Bar No. 215231)  
3 lamarcas@sec.gov  
JEREMY E. PENDREY (Cal. Bar No. 187075)  
4 pendreyj@sec.gov

5 Attorneys for Plaintiff  
SECURITIES AND EXCHANGE COMMISSION  
6 44 Montgomery Street, Suite 2600  
San Francisco, California 94104  
7 Telephone: (415) 705-2500  
8  
9

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA

12 SECURITIES AND EXCHANGE COMMISSION,

13 Plaintiff,

14 vs.  
15

16 ROBERT C. BROWN, JR. AND TREBOR  
COMPANY (AKA TREBOR INVESTMENT  
17 COMPANY, TREBOR SEMINARS, TREBOR  
GROUP AND TREBOR GROUP FUND),

18 Defendants,

19 And

20 DUANE EDDINGS, CDC GLOBAL, INC. AND  
WISE INVESTORS SIMPLY EXCEL, LLC,

21 Relief Defendants.  
22  
23  
24  
25  
26  
27  
28

Civil Action No. C 08-03517 CW

DECLARATION MARK P. FICKES  
CONCERNING SERVICE OF PROCESS ON  
RELIEF DEFENDANTS DEFENDANT

1 I, Mark P. Fickes, am an attorney duly admitted to practice law in the State of California and am  
2 an attorney in the San Francisco Regional Office of the Securities and Exchange Commission  
3 ("Commission"). I have personal knowledge of the facts set forth below, and, if called as a witness,  
4 could and would competently testify as follows:


5 1. On Monday July 28, 2008, at approximately 3:00 p.m., I had a telephone conversation  
6 with Relief Defendant Duane Eddings. Mr. Eddings is also the registered agent for service of process  
7 for Relief Defendants CDC Global, Inc. and Wise Investors Simply Excel, LLC.

8 2. I advised Mr. Eddings that the Court had entered a temporary restraining order in this  
9 matter. I further advised Mr. Eddings that the Commission wanted to serve him with a copy of the  
10 Complaint filed in this matter. I also told Mr. Eddings that the Commission wanted to serve him with  
11 copies of all the papers submitted to the Court in support of the Commission's application for a  
12 temporary restraining order.

13 3. Mr. Eddings informed me that he would not be at his office for several days. He asked  
14 me to serve all relief defendants via substitute service by serving copies of all documents on  
15 Christopher Akhidenor at 160 Santa Clara Avenue, Suite #1, Oakland, 94610.

16 4. Based on Mr. Eddings' representation, I directed a process server to serve Mr. Eddings  
17 in his individual capacity and as registered agent for service of process for CDC Global, Inc. and  
18 Wise Investors Simply Excel, LLC, by serving all the papers submitted to the Court in support of the  
19 Commission's application for a temporary restraining order on Christopher Akhidenor at 160 Santa  
20 Clara Avenue, Suite #1, Oakland, 94610. In addition, I also directed the process server to serve the  
21 relief defendants with the complaint filed in this matter, the summons, the temporary restraining order  
22 entered by the Court, and the Court's order to show cause in the same manner.

23 I declare under the penalty of perjury of the laws of the United States that the foregoing is true  
24 and correct. Executed this 30<sup>th</sup> day of July, 2008, at San Francisco, California.

25  
26  
27  
28  
  
Mark P. Fickes

## **Exhibit 9**

1 MARC J. FAGEL (Cal. Bar No. 154425)  
MARK P. FICKES (Cal. Bar No. 178570)  
2 fickesm@sec.gov  
SUSAN L. LAMARCA (Cal. Bar No. 215231)  
3 lamarcas@sec.gov  
JEREMY E. PENDREY (Cal. Bar No. 187075)  
4 pendreyj@sec.gov

5 Attorneys for Plaintiff  
SECURITIES AND EXCHANGE COMMISSION  
6 44 Montgomery Street, Suite 2600  
San Francisco, California 94104  
7 Telephone: (415) 705-2500  
Facsimile: (415) 705-2501

8 **UNITED STATES DISTRICT COURT**  
9 **NORTHERN DISTRICT OF CALIFORNIA**  
10 **OAKLAND DIVISION**

11 SECURITIES AND EXCHANGE COMMISSION,

12 Plaintiff,

13 vs.

14 ROBERT C. BROWN, JR. AND TREBOR COMPANY  
15 (AKA TREBOR INVESTMENT COMPANY, TREBOR  
SEMINARS, TREBOR GROUP AND TREBOR GROUP  
16 FUND),

17 Defendants,

18 and

19 DUANE EDDINGS, CDC GLOBAL, INC. AND WISE  
INVESTORS SIMPLY EXCEL, LLC,

20 Relief Defendants.

Case No. CV 08-3517 CW

PROOF OF SERVICE ON  
RELIEF DEFENDANT  
CDC GLOBAL, INC.

21 Plaintiff Securities and Exchange Commission hereby files proof of service of the summons  
22 and complaint and other items on Relief Defendant CDC Global, Inc. in this action.

23 Respectfully submitted,

24  
25 Dated: July 30, 2008

/s/ Mark P. Fickes

Mark P. Fickes

Attorney for Plaintiff

SECURITIES AND EXCHANGE COMMISSION



Attorney or Party without Attorney: <b>MARK P. FICKES</b> SECURITIES AND EXCHANGE COMMISSION 44 MONTGOMERY STREET SUITE 2600 , 94104 Telephone No: 415-705-2500				For Court Use Only			
Attorney for: Plaintiff						Ref. No. or File No.: SF03280	
Insert name of Court, and Judicial District and Branch Court: United States District Court Northern District Of California							
Plaintiff: SECURITIES AND EXCHANGE COMMISSION Defendant: ROBERT C. BROWN, JR., et al.							
<b>PROOF OF SERVICE SUMMONS IN A CIVIL</b>		Hearing Date:	Time:	Dept/Div:	Case Number: CV 08 3517 CW		

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the Summons In A Civil Action Complaint For Violations Of The Federal Securities Laws; Civil Cover Sheet; Ex Parte Application To File Un-Redacted Declarations Under Seal; [Proposed] Order Directing Clerk To File Un-Redacted Declarations Under Seal; Ex Parte Application For Temporary Restraining Order And Order To Show Cause Re: Preliminary Injunction; Plaintiff Securities And Exchange Commission's Memorandum Of Points And Authorities In Support Of Ex Parte Application For Temporary Restraining Order And Order To Show Cause Re: Preliminary Injunction; Appendix Of Authority Not Published In Official Reporters In Support Of Securities And Exchange Commission's Opposition To Motion To Dismiss; Order To Show Cause Regarding A Preliminary Injunction; Temporary Restraining Order; Declaration Of Mark Fickes; Declaration Of Jeremy E. Pendrey (File Under Seal); Declaration Of Jeremy E. Pendrey (Redacted); Declaration Of Teresa Bunch (File Under Seal); Declaration Of Teresa Bunch (Redacted); Declaration Of Patrick Whitfield (File Under Seal); Declaration Of Patrick Whitfield (Redacted); Declaration Of William Mccombe, Jr. (File Under Seal); Declaration Of William Mccombe, Jr. (Redacted).

3. a. Party served: CDC GLOBAL, INC., c/o DUANE EDDINGS  
 b. Person served: DUANE EDDINGS, AGENT FOR SERVICE

4. Address where the party was served: 160 SANTA CLARA AVENUE  
 SUITE 3  
 OAKLAND, CA 94610

5. I served the party:  
 b. by substituted service. On: Tue., Jul. 29, 2008 at: 9:43AM by leaving the copies with or in the presence of:  
 CHRISTOPHER AKHIDENOR, OWNER OF SUBJECT PROPERTY  
 (1) (Business) a Person in charge at least 18 years of age apparently in charge of the office or usual place of business of the person served. I informed him or her of the general nature of the papers.

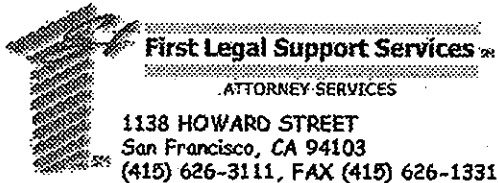
6. The "Notice to the Person Served" (on the Summons) was completed as follows:  
 on behalf of: CDC GLOBAL, INC.  
 Other: LIMITED LIABILITY COMPANY

7. Person Who Served Papers:  
 a. LOVE HICKS

Recoverable Cost Per CCP 1033.5(a)(4)(B)

- d. The Fee for Service was:

- e. I am: (3) registered California process server  
 (i) Independent Contractor  
 (ii) Registration No.: 956  
 (iii) County: ALAMEDA



8. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

Date: Wed, Jul. 30, 2008

*Love Hicks*

1 MARC J. FAGEL (Cal. Bar No. 154425)  
2 MARK P. FICKES (Cal. Bar No. 178570)  
3 fickesm@sec.gov  
4 SUSAN L. LAMARCA (Cal. Bar No. 215231)  
5 lamarcas@sec.gov  
6 JEREMY E. PENDREY (Cal. Bar No. 187075)  
7 pendreyj@sec.gov

8 Attorneys for Plaintiff  
9 SECURITIES AND EXCHANGE COMMISSION  
10 44 Montgomery Street, Suite 2600  
11 San Francisco, California 94104  
12 Telephone: (415) 705-2500

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA

15 SECURITIES AND EXCHANGE COMMISSION,

16 Plaintiff,

17 vs.

18 ROBERT C. BROWN, JR. AND TREBOR  
19 COMPANY (AKA TREBOR INVESTMENT  
20 COMPANY, TREBOR SEMINARS, TREBOR  
21 GROUP AND TREBOR GROUP FUND),

22 Defendants,

23 And

24 DUANE EDDINGS, CDC GLOBAL, INC. AND  
25 WISE INVESTORS SIMPLY EXCEL, LLC,

26 Relief Defendants.  
27  
28

Civil Action No. C 08-03517 CW

DECLARATION MARK P. FICKES  
CONCERNING SERVICE OF PROCESS ON  
RELIEF DEFENDANTS DEFENDANT

1 I, Mark P. Fickes, am an attorney duly admitted to practice law in the State of California and am  
2 an attorney in the San Francisco Regional Office of the Securities and Exchange Commission  
3 ("Commission"). I have personal knowledge of the facts set forth below, and, if called as a witness,  
4 could and would competently testify as follows:

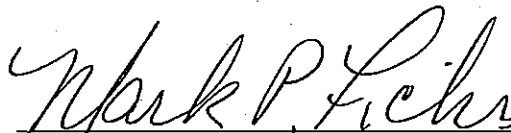
5 1. On Monday July 28, 2008, at approximately 3:00 p.m., I had a telephone conversation  
6 with Relief Defendant Duane Eddings. Mr. Eddings is also the registered agent for service of process  
7 for Relief Defendants CDC Global, Inc. and Wise Investors Simply Excel, LLC.

8 2. I advised Mr. Eddings that the Court had entered a temporary restraining order in this  
9 matter. I further advised Mr. Eddings that the Commission wanted to serve him with a copy of the  
10 Complaint filed in this matter. I also told Mr. Eddings that the Commission wanted to serve him with  
11 copies of all the papers submitted to the Court in support of the Commission's application for a  
12 temporary restraining order.

13 3. Mr. Eddings informed me that he would not be at his office for several days. He asked  
14 me to serve all relief defendants via substitute service by serving copies of all documents on  
15 Christopher Akhidenor at 160 Santa Clara Avenue, Suite #1, Oakland, 94610.

16 4. Based on Mr. Eddings' representation, I directed a process server to serve Mr. Eddings  
17 in his individual capacity and as registered agent for service of process for CDC Global, Inc. and  
18 Wise Investors Simply Excel, LLC, by serving all the papers submitted to the Court in support of the  
19 Commission's application for a temporary restraining order on Christopher Akhidenor at 160 Santa  
20 Clara Avenue, Suite #1, Oakland, 94610. In addition, I also directed the process server to serve the  
21 relief defendants with the complaint filed in this matter, the summons, the temporary restraining order  
22 entered by the Court, and the Court's order to show cause in the same manner.

23 I declare under the penalty of perjury of the laws of the United States that the foregoing is true  
24 and correct. Executed this 30<sup>th</sup> day of July, 2008, at San Francisco, California.

25  
26   
27 Mark P. Fickes  
28

# **Exhibit 10**

1 MARC J. FAGEL (Cal. Bar No. 154425)  
MARK P. FICKES (Cal. Bar No. 178570)  
2 fickesm@sec.gov  
SUSAN L. LAMARCA (Cal. Bar No. 215231)  
3 lamarcas@sec.gov  
JEREMY E. PENDREY (Cal. Bar No. 187075)  
4 pendreyj@sec.gov

5 Attorneys for Plaintiff  
SECURITIES AND EXCHANGE COMMISSION  
6 44 Montgomery Street, Suite 2600  
San Francisco, California 94104  
7 Telephone: (415) 705-2500  
Facsimile: (415) 705-2501

8  
9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 OAKLAND DIVISION

12 SECURITIES AND EXCHANGE COMMISSION,

13 Plaintiff,

14 vs.

15 ROBERT C. BROWN, JR. AND TREBOR COMPANY  
(AKA TREBOR INVESTMENT COMPANY, TREBOR  
16 SEMINARS, TREBOR GROUP AND TREBOR GROUP  
FUND),

17 Defendants,

18 and

19 DUANE EDDINGS, CDC GLOBAL, INC. AND WISE  
INVESTORS SIMPLY EXCEL, LLC,

20 Relief Defendants.

Case No. CV 08-3517 CW

PROOF OF SERVICE ON  
RELIEF DEFENDANT  
WISE INVESTORS SIMPLY  
EXCEL, LLC

21 Plaintiff Securities and Exchange Commission hereby files proof of service of the summons  
22 and complaint and other items on Relief Defendant Wise Investors Simply Excel, LLC in this action.

23 Respectfully submitted,

24  
25 Dated: July 30, 2008

/s/ Mark P. Fickes

26 Mark P. Fickes

27 Attorney for Plaintiff

SECURITIES AND EXCHANGE COMMISSION

Attorney or Party without Attorney: <b>MARK P. FICKES</b> SECURITIES AND EXCHANGE COMMISSION 44 MONTGOMERY STREET SUITE 2600 , 94104 Telephone No: 415-705-2500				For Court Use Only	
Attorney for: Plaintiff				Ref. No. or File No.: SF03280	
Insert name of Court, and Judicial District and Branch Court: United States District Court Northern District Of California					
Plaintiff: SECURITIES AND EXCHANGE COMMISSION Defendant: ROBERT C. BROWN, JR., et al.					
<b>PROOF OF SERVICE SUMMONS IN A CIVIL</b>		Hearing Date:	Time:	Dept/Div:	Case Number: CV 08 3517 CW

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the Summons In A Civil Action Complaint For Violations Of The Federal Securities Laws; Civil Cover Sheet; Ex Parte Application To File Un-Redacted Declarations Under Seal; [Proposed] Order Directing Clerk To File Un-Redacted Declarations Under Seal; Ex Parte Application For Temporary Restraining Order And Order To Show Cause Re: Preliminary Injunction; Plaintiff Securities And Exchange Commission's Memorandum Of Points And Authorities In Support Of Ex Parte Application For Temporary Restraining Order And Order To Show Cause Re: Preliminary Injunction; Appendix Of Authority Not Published In Official Reporters In Support Of Securities And Exchange Commission's Opposition To Motion To Dismiss; Order To Show Cause Regarding A Preliminary Injunction; Temporary Restraining Order; Declaration Of Mark Fickes; Declaration Of Jeremy E. Pendrey (File Under Seal); Declaration Of Jeremy E. Pendrey (Redacted); Declaration Of Teresa Bunch (File Under Seal); Declaration Of Teresa Bunch (Redacted); Declaration Of Patrick Whitfield (File Under Seal); Declaration Of Patrick Whitfield (Redacted); Declaration Of William Mccombe, Jr. (File Under Seal); Declaration Of William Mccombe, Jr. (Redacted).
3. a. Party served: WISE INVESTORS SIMPLY EXCEL, LLC, c/o DUANE EDDINGS  
 b. Person served: DUANE EDDINGS, AGENT FOR SERVICE
4. Address where the party was served: 160 SANTA CLARA AVENUE  
 SUITE 3  
 OAKLAND, CA 94610
5. I served the party:  
 b. by substituted service. On: Tue., Jul. 29, 2008 at: 9:43AM by leaving the copies with or in the presence of:  
 CHRISTOPHER AKHIDENOR, OWNER OF SUBJECT PROPERTY  
 (1) (Business) a Person in charge at least 18 years of age apparently in charge of the office or usual place of business of the person served. I informed him or her of the general nature of the papers.
6. The "Notice to the Person Served" (on the Summons) was completed as follows:  
 on behalf of: WISE INVESTORS SIMPLY EXCEL, LLC  
 Other: LIMITED LIABILITY COMPANY
7. Person Who Served Papers:  
 a. LOVE HICKS  
 d. The Fee for Service was:  
 e. I am: (3) registered California process server  
 (i) Independent Contractor  
 (ii) Registration No.: 956  
 (iii) County: ALAMEDA

Recoverable Cost Per CCP 1033.5(a)(4)(B)



8. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

Date: Wed, Jul. 30, 2008

*Love Hicks*

1 MARC J. FAGEL (Cal. Bar No: 154425)  
2 MARK P. FICKES (Cal. Bar No. 178570)  
3 fickesm@sec.gov  
4 SUSAN L. LAMARCA (Cal. Bar No. 215231)  
5 lamarcas@sec.gov  
6 JEREMY E. PENDREY (Cal. Bar No. 187075)  
7 pendreyj@sec.gov

8 Attorneys for Plaintiff  
9 SECURITIES AND EXCHANGE COMMISSION  
10 44 Montgomery Street, Suite 2600  
11 San Francisco, California 94104  
12 Telephone: (415) 705-2500

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA

15 SECURITIES AND EXCHANGE COMMISSION,

16 Plaintiff,

17 vs.

18 ROBERT C. BROWN, JR. AND TREBOR  
19 COMPANY (AKA TREBOR INVESTMENT  
20 COMPANY, TREBOR SEMINARS, TREBOR  
21 GROUP AND TREBOR GROUP FUND),

22 Defendants,

23 And

24 DUANE EDDINGS, CDC GLOBAL, INC. AND  
25 WISE INVESTORS SIMPLY EXCEL, LLC,

26 Relief Defendants.  
27  
28

Civil Action No. C 08-03517 CW

DECLARATION MARK P. FICKES  
CONCERNING SERVICE OF PROCESS ON  
RELIEF DEFENDANTS DEFENDANT



1 I, Mark P. Fickes, am an attorney duly admitted to practice law in the State of California and am  
2 an attorney in the San Francisco Regional Office of the Securities and Exchange Commission  
3 ("Commission"). I have personal knowledge of the facts set forth below, and, if called as a witness,  
4 could and would competently testify as follows:

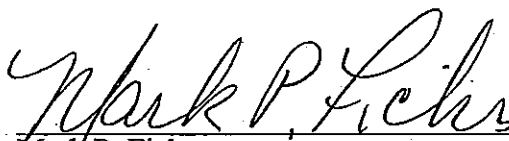
5 1. On Monday July 28, 2008, at approximately 3:00 p.m., I had a telephone conversation  
6 with Relief Defendant Duane Eddings. Mr. Eddings is also the registered agent for service of process  
7 for Relief Defendants CDC Global, Inc. and Wise Investors Simply Excel, LLC.

8 2. I advised Mr. Eddings that the Court had entered a temporary restraining order in this  
9 matter. I further advised Mr. Eddings that the Commission wanted to serve him with a copy of the  
10 Complaint filed in this matter. I also told Mr. Eddings that the Commission wanted to serve him with  
11 copies of all the papers submitted to the Court in support of the Commission's application for a  
12 temporary restraining order.

13 3. Mr. Eddings informed me that he would not be at his office for several days. He asked  
14 me to serve all relief defendants via substitute service by serving copies of all documents on  
15 Christopher Akhidenor at 160 Santa Clara Avenue, Suite #1, Oakland, 94610.

16 4. Based on Mr. Eddings' representation, I directed a process server to serve Mr. Eddings  
17 in his individual capacity and as registered agent for service of process for CDC Global, Inc. and  
18 Wise Investors Simply Excel, LLC, by serving all the papers submitted to the Court in support of the  
19 Commission's application for a temporary restraining order on Christopher Akhidenor at 160 Santa  
20 Clara Avenue, Suite #1, Oakland, 94610. In addition, I also directed the process server to serve the  
21 relief defendants with the complaint filed in this matter, the summons, the temporary restraining order  
22 entered by the Court, and the Court's order to show cause in the same manner.

23 I declare under the penalty of perjury of the laws of the United States that the foregoing is true  
24 and correct. Executed this 30<sup>th</sup> day of July, 2008, at San Francisco, California.

25  
26  
27  
28  
  
Mark P. Fickes